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Debtor 1	John	Ronald	Long	
	First Name	Middle Name	Last Name	
				Check if this is an amended plan, a
Debtor 2				list below the sections of the plan t
Spouse, if filing)	First Name	Middle Name	Last Name	have been changed. Amendments
				sections not listed below will be
ited States E	Bankruptcy Court f	or the Northern District of G	Seorgia	ineffective even if set out later in the
				amended plan.
Case number	21-10273			
(if known)				4.3, 9.1, 1.2

# **Chapter 13 Plan**

NOTE:

The United States Bankruptcy Court for the Northern District of Georgia adopted this form plan for use in Chapter 13 cases in the District pursuant to Federal Rule of Bankruptcy Procedure 3015.1. See Order Requiring Local Form for Chapter 13 Plans and Establishing Related Procedures, General Order No. 41-2020, available in the Clerk's Office and on the Bankruptcy Court's website, ganb.uscourts.gov. As used in this plan, "Chapter 13 General Order" means General Order No. 41-2020 as it may from time to time be amended or superseded.

#### Part 1:

#### **Notices**

To Debtor(s):

This form sets out options that may be appropriate in some cases, but the presence of an option on the form does not indicate that the option is appropriate in your circumstances. Plans that do not comply with the United States Bankruptcy Code, local rules and judicial rulings may not be confirmable.

In the following notice to creditors, you must check each box that applies.

To Creditors:

Your rights may be affected by this plan. Your claim may be reduced, modified, or eliminated.

You should read this plan carefully and discuss it with your attorney if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

If you oppose the plan's treatment of your claim or any provision of this plan, you or your attorney must file an objection to confirmation at least 7 days before the date set for the hearing on confirmation, unless the Bankruptcy Court orders otherwise. The Bankruptcy Court may confirm this plan without further notice if no objection to confirmation is filed. See Bankruptcy Rule 3015.

To receive payments under this plan, you must have an allowed claim. If you file a proof of claim, your claim is deemed allowed unless a party in interest objects. See 11 U.S.C. § 502(a).

The amounts listed for claims in this plan are estimates by the debtor(s). An allowed proof of claim will be controlling, unless the Bankruptcy Court orders otherwise.

The following matters may be of particular importance. **Debtor(s)** must check one box on each line to state whether or not the plan includes each of the following items. If an item is checked as "Not included," if both boxes are checked, or if no box is checked, the provision will be ineffective even if set out later in the plan, except 1.4.

§ 1.1	A limit on the amount of a secured claim, that may result in a partial payment or no payment at all to the secured creditor, set out in § 3.2	<b>■</b> Included	Not Included
§ 1.2	Avoidance of a judicial lien or nonpossessory, nonpurchase-money security interest, set out in § 3.4	<b>■</b> Included	Not Included
§ 1.3	Nonstandard provisions, set out in Part 8	Included	Not Included
§ 1.4	The plan provides for the payment of a domestic support obligation (as defined in 11 U.S.C. § 101(14A)), set out in § 4.4.	Included	Not Incuded

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Debtor John Ronald Long

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Pa	Plan Payments and Length of Plan; Disbursement of Funds by Trustee to Holders of Allowed Claims							
§ 2.1	Regular Payments to the trustee; applicable commitment period.							
	The applicable commitment period for the debtor(s) as set forth in 11 U.S.C. § 1325(b)(4) is:							
	Check one: 36 months   60 months							
	Debtor(s) will make regular payments ("Regular Payments") to the trustee as follows:							
	The debtor(s) will pay \$1,525.00 permonth for the applicable commitment period. If the applicable commitment period is 36							
	months, additional Regular Payments will be made to the extent necessary to make the payments to creditors specified in this plan, not to exceed 60 months unless the Bankruptcy Court orders otherwise. If all allowed claims treated in § 5.1 of this plan are paid in full prior to the expiration of the applicable commitment period, no further Regular Payments will be made.							
	Check if applicable.							
	The amount of the Regular Payment will change as follows (If this box is not checked, the rest of § 2.1 need not be completed or reproduced. Insert additional lines as needed for more changes.):							
	Beginning on (insert date):  The Regular Payment amount will change to (insert amount):  For the following reason (insert reason for change):							
	perweek							
§ 2.2	Regular Payments; method of payment.							
	Regular Payments to the trustee will be made from future income in the following manner:							
	Check all that apply.							
	Debtor(s) will make payments pursuant to a payroll deduction order. If a deduction does not occur, the debtor(s) will pay to the trustee the amount that should have been deducted.							
	☐ Debtor(s) will make payments directly to the trustee.							
	Other (specify method of payment):							
§ 2.3	Income tax refunds.							
	Check one.							
	Debtor(s) will retain any income tax refunds received during the pendency of the case.							
	Debtor(s) will (1) supply the trustee with a copy of each federal income tax return filed during the pendency of the case within 30 days of filing the return and (2) turn over to the trustee, within 30 days of the receipt of any federal income tax refund during the applicable commitment period for tax years 2021-2025 , the amount by which the total of all of the federal income tax refunds received for each year exceeds \$2,000 ("Tax Refunds"), unless the Bankruptcy Court orders otherwise. If debtor's spouse is not a debtor in this case, "tax refunds received" means those attributable to the debtor.							
	☐ Debtor(s) will treat tax refunds ("Tax Refunds") as follows:							
§ 2.4	Additional Payments.							
	Check one.							
	■ None. If "None" is checked, the rest of § 2.4 need not be completed or reproduced.							
§ 2.5	[Intentionally omitted.]							
§ 2.6	Disbursement of funds by trustee to holders of allowed claims.							

The trustee shall disburse funds in accordance with General Order No. 41-2020. (www.ganb.uscourts.gov/local-rules-and-orders)

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Part 3: Treatment of Secured Clair
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## § 3.1 Maintenance of payments and cure of default, if any.

Check one.

None. If "None" is checked, the rest of § 3.1 need not be completed or reproduced.

Beginning with the first payment that is due after the date of the order for relief under Chapter 13, the debtor(s) will maintain the current contractual installment payments on the secured claims listed below, with any changes required by the applicable contract and noticed in conformity with any applicable rules. These payments will be disbursed directly by the debtor(s). Any existing arrearage on a listed claim will be paid in full through disbursements by the trustee, with interest, if any, at the rate stated below.

If relief from the automatic stay is ordered as to any item of collateral listed in this paragraph, then, unless the Bankruptcy Court orders otherwise, all payments under this paragraph as to that collateral will cease, and all secured claims based on that collateral will no longer be treated by the plan.

Name of creditor	Collateral	Estimated amount of arrearage (if any)		Monthly plan payment on arrearage
The Money Source	Primary Residence	\$20,297.00	0 %	\$340.00
Stonebridge HOA	Primary Residence	\$1,379.73	0 %	\$25.00

#### § 3.2 Request for valuation of security and modification of certain undersecured claims.

None. If "None" is checked, the rest of § 3.2 need not be completed or reproduced.

The remainder of this paragraph will be effective only if the applicable box in Part 1 of this plan is checked.

■ The debtor(s) request(s) that the Bankruptcy Court determine the value of the secured claims listed below.

For each non-governmental secured claim listed below, the debtor(s) state(s) that the value of the secured claim should be as set out in the column headed *Amount of secured claim*. For secured claims of governmental units, unless the Bankruptcy Court orders otherwise, the value of a secured claim listed in a proof of claim filed in accordance with the Bankruptcy Rules controls over any contrary amount listed below. For each creditor checked below, debtor(s) will file a motion pursuant to Bankruptcy Rule 3012 and the Chapter 13 General Order to request determination of the amount of the secured claim.

For each listed claim below, the value of the secured claim will be paid in full, with interest at the rate stated below. For a secured tax claim, the interest rate shall be the interest rate stated in the proof of claim. The portion of any allowed claim that exceeds the amount of the secured claim will be treated as an unsecured claim under Part 5 of this plan. If the amount of a creditor's secured claim is listed below as having no value, the creditor's allowed claim will be treated in its entirety as an unsecured claim under Part 5 of this plan.

The trustee will make monthly preconfirmation adequate protection payments that 11 U.S.C. § 1326(a)(1)(C) requires to the creditor in the amount set out in the column headed *Monthly preconfirmation adequate protection payment*.

The holder of any claim listed below as having value in the column headed *Amount of secured claim* will retain the lien on the property interest of the debtor(s) or the estate(s) until the earlier of:

- (a) payment of the underlying debt determined under nonbankruptcy law, or
- (b) payment of the amount of the secured claim, with interest at the rate set forth below, and discharge of the underlying debt under 11 U.S.C. § 1328, at which time the lien will terminate and be released by the creditor.

+	Check only if motion to be filed				collateral	claims senior to		rate	pre- confirmation	Monthly post- confirmation payment
-		Wells Fargo Dealer Services		2018 Toyota Corolla 2/3/2018	\$16,775.00	\$0.00	16775	7.25%	\$475.00	475 step to 777 on 12/2021
-		OneMain	\$10,548.00	2012 Toyota Yaris 12/2019	\$6,300.00	\$0.00	6300	5.5%	\$50.00	50 step to \$259 on 12/2021

#### § 3.3 Secured claims to be paid in full.

Check one

None. If "None" is checked, the rest of § 3.3 need not be completed or reproduced.

#### § 3.4 Lien avoidance.

Check one.

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Debtor John Ronald Long Case number 21-10273

■ None. If "None" is checked, the rest of § 3.4 need not be completed or reproduced.

The remainder of this paragraph will be effective only if the applicable box in Part 1 of this plan is checked.

The judicial liens and/or nonpossessory, nonpurchase money security interests securing the claims listed below impair exemptions to which the debtor(s) would have been entitled under 11 U.S.C. § 522(b). Unless the Bankruptcy Court orders otherwise, a judicial lien or security interest securing a claim listed below will be avoided to the extent that it impairs such exemptions upon entry of the order confirming the plan. The amount of the claim secured by the judicial lien or security interest that is avoided will be treated as an unsecured claim in Part 5 to the extent allowed. The amount, if any, of the claim secured by the judicial lien or security interest that is not avoided will be paid in full as a secured claim under the plan to the extent allowed. See 11 U.S.C. § 522(f) and Bankruptcy Rule 4003(d). If more than one lien is to be avoided, provide the information separately for each lien.

+				
-	Name of creditor  Cavalry SPV	Description of judicial lien or security interest Judgement Lien	Description of property subject to judicial lien or security interest Personal Property	Amount of lien or security interest \$45,049.19
	Amount avoided and treated as unsecured claim \$45,049.19	Amount of remaining secured claim, if any \$0.00	Interest rate, if applicable %	Monthly payment on secured claim, if applicable
	Enter additional claims as needed			

#### § 3.5 Surrender of collateral.

Check one.

None. If "None" is checked, the rest of § 3.5 need not be completed or reproduced.

#### § 3.6 Other Allowed Secured Claims.

A proof of claim that is filed and allowed as a secured claim, but is not treated as a secured claim in this plan, shall be paid with interest at the rate of 5.5 %. Payments will commence as set forth in § 2.6. Notwithstanding the foregoing, the debtor(s), and any other party in interest, may: object to allowance of the claim; request that the Bankruptcy Court determine the value of the secured claim if modification of the claim is permissible and if 11 U.S.C. § 506 is applicable; or request that the Bankruptcy Court avoid the creditor's lien pursuant to 11 U.S.C. § 522(f), if applicable.

If the Bankruptcy Court determines the value of the secured claim, the portion of any allowed claim that exceeds the amount of the secured claim will be treated as an unsecured claim under Part 5 of this plan.

The holder of the claim will retain the lien on the property interest of the debtor(s) or the estate(s) until the earlier of:

- (a) payment of the underlying debt determined under nonbankruptcy law, or
- (b) payment of the amount of the secured claim, with interest at the rate set forth above, and discharge of the underlying debt under 11 U.S.C. § 1328, at which time the lien will terminate and be released by the creditor.

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Part 4:	Treatment of Fees and Priority Claims	

#### § 4.1 General.

Trustee's fees and all allowed priority claims will be paid in full without postpetition interest. An allowed priority claim will be paid in full regardless of whether it is listed in § 4.4.

## § 4.2 Trustee's fees.

Trustee's fees are governed by statute and may change during the course of the case.

#### § 4.3 Attorney's fees.

- (a) The unpaid fees, expenses, and costs owed to the attorney for the debtor(s) in connection with legal representation in this case are 4,000.00 . The allowance and payment of the fees, including the award of additional fees, expenses and costs of the attorney for the debtor(s) are governed by General Order 42-2020 ("Chapter 13 Attorney's Fees Order"), as it may be amended.
- (b) Upon confirmation of the plan, the unpaid amount shall be allowed as an administrative expense under 11 U.S.C. § 503(b) to the extent set forth in the Chapter 13 Attorney's Fees Order.
- (c) From the first disbursement after confirmation, the attorney will receive payment under the Chapter 13 Attorney's Fees Order up to the allowed amount set forth in § 4.3(a).
- (d) The unpaid balance and any additional amounts allowed under § 4.3(c) will be payable (1) at \$ 485.00 per month from Regular Payments and (2) from Tax Refunds or Additional Payments, as set forth in the Chapter 13 Attorney's Fees Order until all allowed amounts are
- (e) If the case is converted to Chapter 7 before confirmation of the plan, the debtor(s) direct(s) the trustee to pay to the attorney for the debtor(s) the amount of \$ 2,500.00 , not to exceed the maximum amount that the Chapter 13 Attorney's Fees Order permits. If the attorney for the debtor(s) has complied with the applicable provisions of the Chapter 13 Attorney's Fees Order, the trustee will deliver, from the funds available, the stated amount or the maximum amount to the attorney, whichever is less.
- (f) If the case is dismissed before confirmation of the plan, fees, expenses, and costs of the attorney for the debtor(s) in the amount of not to exceed the maximum amount that the Chapter 13 Attorney's Fees Order permits, will be allowed to the extent set forth in the Chapter 13 Attorney's Fees Order. The attorney may file an application for fees, expenses, and costs in excess of the maximum amount within 14 days from entry of the order of dismissal. If the attorney for the debtor(s) has complied with the applicable provisions of the Chapter 13 Attorney's Fees Order, the trustee will deliver, from the funds available, the allowed amount to the attorney.
- (g) If the case is converted to Chapter 7 after confirmation of the plan, the debtor(s) direct(s) the trustee to deliver to the attorney for the debtor(s), from the funds available, any allowed fees, expenses, and costs that are unpaid.
- (h) If the case is dismissed after confirmation of the plan, the trustee will pay to the attorney for the debtor(s), from the funds available, any allowed fees, expenses, and costs that are unpaid.

#### Priority claims other than attorney's fees.

None. If None is checked, the rest of § 4.4 need not be completed of	гергоаисеа.
The debtor(s) has/have domestic support obligations as set forth below.	The debtor(s) is/are required to pay all postpetition domestic support
obligations directly to the holder of the claim.	

+	Name and address of child support enforcement agency entitled to § 1302(d)(1) notice	Estimated amount of claim	Monthly plan payment
-			

		notice				
-						
	The debtor(s) has/have priority claims other than attorney's fees and domestic support obligations as set forth below:					

+	Name and address of creditor:	Estimated amount of claim
-		

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Debtor John Ronald Long Case number 21-10273

		_
Part 5	Treatment of Nonnriority Unsecured Claims	

§ 5.1 Nonpriority unsecured claims not separately classified.

Allowed nonpriority unsecured claims that are not separately classified will be paid, pro rata, as set forth in § 2.6. Holders of these claims will receive:

Check one.

- A pro rata portion of the funds remaining after disbursements have been made to all other creditors provided for in this plan.
- A pro rata portion of the larger of (1) the sum of \$\\_28,659.00\\_ and (2) the funds remaining after disbursements have been made to all other creditors provided for in this plan.
- The larger of (1) \_\_\_\_\_% of the allowed amount of the claim and (2) a pro rata portion of the funds remaining after disbursements have been made to all other creditors provided for in this plan.
- ☐ 100% of the total amount of these claims.

Unless the plan provides to pay 100% of these claims, the actual amount that a holder receives will depend on (1) the amount of claims filed and allowed and (2) the amounts necessary to pay secured claims under Part 3 and trustee's fees, costs, and expenses of the attorney for the debtor(s), and other priority claims under Part 4.

§ 5.2 Maintenance of payments and cure of any default on nonpriority unsecured claims.

Check one.

- None. If "None" is checked, the rest of § 5.2 need not be completed or reproduced.
- § 5.3 Other separately classified nonpriority unsecured claims.

Check one.

■ None. If "None" is checked, the rest of § 5.3 need not be completed or reproduced.

## Part 6: Executory Contracts and Unexpired Leases

§ 6.1 The executory contracts and unexpired leases listed below are assumed and will be treated as specified. All other executory contracts and unexpired leases are rejected.

Check one.

■ None. If "None" is checked, the rest of § 6.1 need not be completed or reproduced.

## Part 7: Vesting of Property of the Estate

§ 7.1 Unless the Bankruptcy Court orders otherwise, property of the estate shall not vest in the debtor(s) on confirmation but will vest in the debtor(s) only upon: (1) discharge of the debtor(s); (2) dismissal of the case; or (3) closing of the case without a discharge upon the completion of payments by the debtor(s).

## Part 8: Nonstandard Plan Provisions

- § 8.1 Check "None" or list Nonstandard Plan Provisions.
  - None. If "None" is checked, the rest of Part 8 need not be completed or reproduced.

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Debtor John Ronald Long Case number 21-10273

Part 9:	Signatures
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## § 9.1 Signatures of Debtor(s) and Attorney for Debtor(s).

The debtor(s) must sign the initial plan and, if not represented by an attorney, any modification of the plan, below. The attorney for the debtor(s), if any, must sign below.

×	/s/ John Long		×	
	Signature of debtor 1 executed on 11/30/2021		Signature of debtor 2 executed on	
		MM / DD / YYYY		MM / DD / YYYY
	80 Creekside Way, Newnan, GA 3	0265		
	Address	City, State, ZIP code	Address	City, State, ZIP code
×	/s/ Dan Saeger		Date: <sub>11/30/2021</sub>	
	Signature of attorney for debtor(s)		MM / DD / YYYY	
Saeger & Associates, LLC			706 S Thornton Ave Ste D, Dalton	, GA 30721
	Firm		Address	City, State, ZIP code

By filing this document, the debtor(s), if not represented by an attorney, or the attorney for debtor(s) also certify(ies) that the wording and order of the provisions in this Chapter 13 Plan are identical to those contained in the Local Form for Chapter 13 Plans that the Bankruptcy Court for the Northern District of Georgia has prescribed, other than any nonstandard provisions included in Part 8.

## **CERTIFICATE OF SERVICE**

I certify that true and correct copies of Debtor's Amended Chapter 13 Plan have been served upon the following by placing same in an envelope with adequate First Class postage affixed and depositing same in the United States Mail addressed for delivery to:

## **Chapter 13 Trustee**

Melissa J. Davey 260 Peachtree St, NW Suite 200 Atlanta, GA 30303

## Debtor

John Ronald Long 80 Creekside Way Newnan, GA 30265

And all parties on the attached mailing matrix.

This 30th day of November, 2021.

/s/\_\_<u>Dan Saeger</u>
Dan Saeger
Georgia Bar No. 680628
SAEGER & ASSOCIATES, LLC
706 S Thornton Ave Ste D
Dalton, GA 30720
(P) 706-529-5566
dan@whitfieldcountylaw.com

Case 21-10273-Irc
Label Matrix for local noticing
113E-3
Case 21-10273-Irc
Northern District of Georgia
Newnan
Tue Aug 3 14:57:20 EDT 2021
Brickhouse OpCo I LLC

Capital One Bank (USA), N.A. 4515 N Santa Fe Ave Oklahoma City, OK 73118-7901

TEANECK NJ 07666-1713

(p) ATLAS ACQUISITIONS LEC age 9 of 10 492C CEDAR LANE SUITE 442

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Suite 1250, Resurgens Plaza 945 E. Paces Ferry Road, NE Atlanta, GA 30326-1160 Capital One Bank USA, N.A. PO Box 30285

NowackHoward, LLC

Cavalry Portfolio Services 500 Summit Lake Dr Ste 400 Valhalla, NY 10595-2322

4053 Maple Road Suite 122

Amherst, NY 14226-1058

Cavalry SPV I, LLC 500 Summit Lake Drive, Ste 400 Valhalla, NY 10595-2321 Comenity Bank/Victorias Secret PO Box 182789 Columbus, OH 43218-2789

Salt Lake City, UT 84130-0285

Credit One Bank PO Box 98873 Las Vegas, NV 89193-8873

Melissa J. Davey Melissa J. Davey, Standing Ch 13 Trustee Suite 200 260 Peachtree Street, NW Atlanta, GA 30303-1236 Discover Bank
Discover Products Inc
PO Box 3025
New Albany, OH 43054-3025

(p)DISCOVER FINANCIAL SERVICES LLC PO BOX 3025 NEW ALBANY OH 43054-3025 Emmett L. Goodman Jr. Emmett L. Goodman, Jr., LLC 544 Mulberry Street Suite 800 Macon, GA 31201-2776 (p) JEFFERSON CAPITAL SYSTEMS LLC PO BOX 7999 SAINT CLOUD MN 56302-7999

LVNV Funding, LLC Resurgent Capital Services PO Box 10587 Greenville, SC 29603-0587 John Ronald Long 80 Creekside Way Newnan, GA 30265-6064 MERRICK BANK
Resurgent Capital Services
PO Box 10368
Greenville, SC 29603-0368

(p) MERCHANTS ADJUSTMENT SERVICE INC ATTN ATTN SHERI PO BOX 7511 MOBILE AL 36670-0511 Merrick Bank PO Box 9201 Old Bethpage, NY 11804-9001 OneMain PO Box 1010 Evansville, IN 47706-1010

OneMain Financial PO Box 3251 Evansville, IN 47731-3251

OneMain Financial Group, LLC P. O. Box 3251 Evansville, IN 47731-3251 (p)PORTFOLIO RECOVERY ASSOCIATES LLC PO BOX 41067 NORFOLK VA 23541-1067

Quantum3 Group LLC as agent for MOMA Trust LLC PO Box 788 Kirkland, WA 98083-0788 Philip L. Rubin Lefkoff Rubin Gleason Russo Williams PC Suite 900 5555 Glenridge Connector Atlanta, GA 30342-4762 Dan Saeger Saeger & Associates, LLC Suite D 706 S Thornton Ave Dalton, GA 30720-8212

Chad Ralston Simon Bonial and Associates, P.C. P. O. Box 80727 Atlanta, GA 30366-0727 Stonebridge at Newnan Crossing Homeowners As C/o NowackHoward, LLC Resurgens Plaza, Suite 1250 945 E Paces Ferry Rd, NE Atlanta, GA 30326-1160 Stonebridge at Newnan Crossing Homeowners As c/o NowackHoward, LLC Resurgens Plaza, Suite 1250 945 East Paces Ferry Rd NE Atlanta, GA 30326-1160 The Money Source 500 S Broad St

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The Money Source 11 Page 10 of 10
14841 Dallas Parkway, Suite 425 Filed 11/30/21 Entered 11/30/21 16:03:09 Desc Main MORPY SOURCE Inc. Page 10 of 10 The Money Source Inc. Dallas, TX 75254-8067

500 South Broad Street Suite 100A Meriden, Connecticut 06450-6755

Webbank/Fingerhut 6250 Ridgewood Rd Saint Cloud, MN 56303-0820

Meriden, CT 06450-6755

Wells Fargo Bank N.A., d/b/a Wells Fargo Aut PO Box 130000 Raleigh, NC 27605-1000

Wells Fargo Dealer Services PO Box 19657 Irvine, CA 92623-9657

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Atlas Acquisitions LLC 492C Cedar Lane, Ste 442 Teaneck, NJ 07666

Discover Financial Services LLC PO Box 15316 Wilmington, DE 19850-5316

Jefferson Capital Systems LLC Po Box 7999 Saint Cloud Mn 56302-9617

Merchants Adjustment Service PO Box 7511 56 N Florida Street Mobile, AL 36670-0511

Portfolio Recovery 120 Corporate Blvd Ste 100 Norfolk, VA 23502-4952

(d)Portfolio Recovery Associates, LLC POB 41067 Norfolk VA 23541

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u) The Money Source Inc

(u) Wells Fargo Bank, N.A., dba Wells Fargo Au

End of Label Matrix Mailable recipients 35 Bypassed recipients 2 37 Total